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OFFICE OF PETITIONS

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SCARBOROUGH NY 10510-9227

In re Patent No. 7,133,169	:	
Issue Date: November 7, 2006	:	
Application No. 09/881,529	:	ON PETITION
Filed: June 14, 2001	:	
Attorney Docket No. 8571	:	

This is a decision on the petition filed October 6, 2008, which is being treated as a request under 37 CFR 3.81(b)¹ to correct the name of the assignee on the front page of the above-identified patent by way of a Certificate of Correction. The delay in responding is regretted; however, the communication was recently referred to the Office of Petitions for consideration.

The request is **GRANTED**.

Petitioner states that an incorrect assignee's name was included on the Fee(s) Transmittal form PTOL-85(b) at the time of payment of the issue fee. Accordingly, petitioner requests that a certificate of correction be issued to reflect the correct assignee on the front page of the Letters Patent.

37 CFR 3.81(b), effective June 25, 2004, reads:

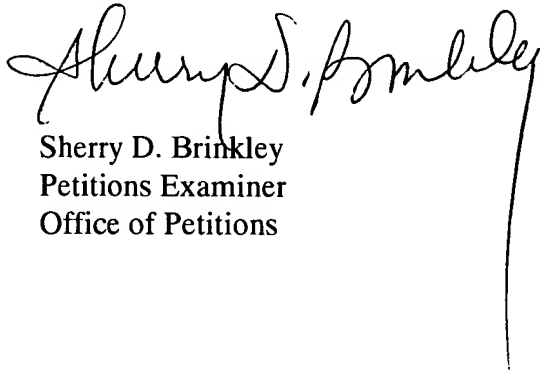
After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

¹ See MPEP 1309, subsection II; and Official Gazette of June 22, 2004.

Petitioner has provided a request for a certificate of correction under § 1.323 and the fee required by § 1.20(a); however, the processing fee set forth in § 1.17(i) has not been paid. The \$130 processing fee is being charged to counsel's deposit account as authorized. Accordingly, the request complies with the provisions of 37 CFR 3.81(b).

The Certificates of Correction Branch will be notified of this decision granting the petition under 37 CFR 3.81(b) and directing issuance of the requested Certificate of Correction.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3204. Inquiries regarding the issuance of a certificate of correction should be directed to the Certificate of Correction Branch at (571) 272-4200.

A handwritten signature in cursive script, appearing to read "Sherry D. Brinkley". The signature is written in black ink and is positioned above the printed name and title of the signatory.

Sherry D. Brinkley
Petitions Examiner
Office of Petitions